

UNITED STATES OF AMERICA )  
 )  
v. ) Case No. 3:-16-102  
 ) JUDGE TRAUGER  
MICHAEL POTEETE )

Defendant Michael Poteete responds to address three aspects of the government's response to his compassionate-release motion.

First, the Bureau of Prisons’ own records report that Poteete has the “Current” “Health Problem” of “alcoholic liver disease,” and therefore the government’s reliance on the distinction between “disease” and “damage” is unavailing. (D.E. 53, BOP Medical Records at 36 and 89.) (*See* Response, R.64, PageID# 855.) These records indicate Poteete falls in the category of individuals at high risk for serious complications from Covid-19.

Case 3:16-cr-00102 Document 65 Filed 06/05/20 Page 1 of 3 PageID #: 864

Third, the government emphasizes that Poteete has been convicted of three violent crimes. Those crimes—armed robberies—were committed 23 years ago over a span of 5 days. Since that time, Poteete has been compliant with the law except for the underlying, nonviolent case and except for drunk driving offenses. As Poteete’s motion has explained, he was long an alcoholic, but he has reformed since his arrest in this case. In fact, Poteete committed the underlying crime in July 2015, and perfectly complied with the law and conditions of pretrial release until he self-reported in January 2019, about 3.5 years later. That conduct, in combination with his sound release plan, firmly indicates that Poeteete is not a danger to society. He respectfully asks that the Court grant him compassionate release.

Respectfully submitted,

*s/ Michael C. Holley*  
MICHAEL C. HOLLEY (BPR #021885)  
Assistant Federal Public Defender  
810 Broadway, Suite 200  
Nashville, TN 37203  
615-736-5047

Attorney for Michael Poteete

**CERTIFICATE OF SERVICE**

I hereby certify that on June 5, 2020, I electronically filed this pleading with the U.S. District Court Clerk by using the CM/ECF system, which will send a Notice of Electronic Filing to Joseph Montminy, Assistant United States Attorneys, Office of the U.S. Attorney, 110 Ninth Avenue North, Suite A961, Nashville, Tennessee, 37203.

*s/Michael C. Holley*

MICHAEL C. HOLLEY